

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
01 CASE NO. **0635** CR-MORENO

21 U.S.C. § 846

21 U.S.C. § 841(a)(1) MAGISTRATE JUDGE

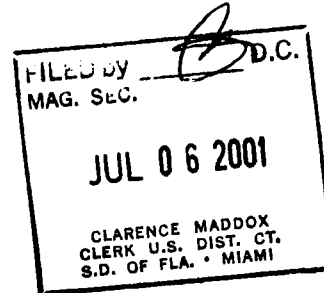
DUBÉ

UNITED STATES OF AMERICA

v.

ANTONIO RODRIGUEZ and
JULIO LEMUS, JR.,

Defendants. /



INDICTMENT

The Grand Jury charges that:

COUNT I

From on or about June 7, 2001, until on or about June 18, 2001, at Miami-Dade County, in the Southern District of Florida, the defendants,

**ANTONIO RODRIGUEZ and
JULIO LEMUS, JR.,**

did knowingly and intentionally combine, conspire, confederate, and agree with each other and with others unknown to the Grand Jury, to possess with intent to distribute a Schedule II controlled substance, that is, five kilograms or more of a mixture and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(A).

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cf

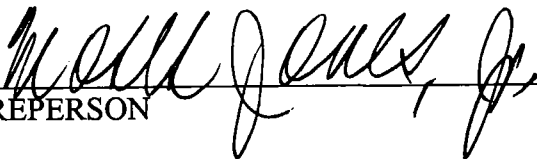
COUNT II

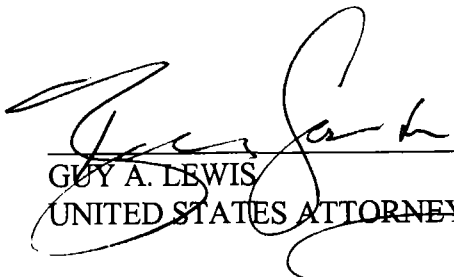
On or about June 18, 2001, at Miami-Dade County, in the Southern District of Florida, the
defendants,

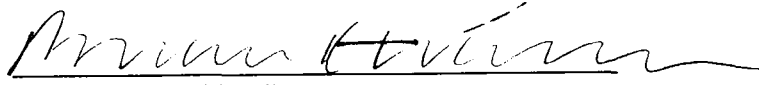
**ANTONIO RODRIGUEZ and
JULIO LEMUS, JR.,**

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance,
that is, five kilograms or more of a mixture and substance containing a detectable amount of cocaine,
in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), and Title 18,
United States Code, Section 2.

A TRUE BILL


FOREPERSON


GUY A. LEWIS
UNITED STATES ATTORNEY


BRIAN K. FRAZIER
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO.

v.

CERTIFICATE OF TRIAL

ANTONIO RODRIGUEZ, et al. /

SuperseCase Information: _____

Court Division: (Select One)

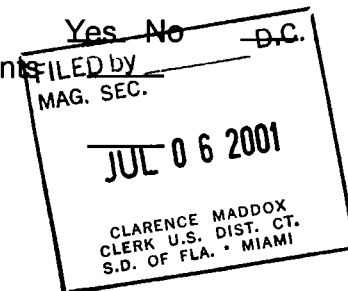
Miami X Key West _____

FTL _____ WPB _____ FTP _____

New Defendant(s)

Number of New Defendants _____

Total number of counts _____



I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) Yes
List language and/or dialect Spanish

4. This case will take 2 days for the parties to try.

5. Please check appropriate category and type of offense listed below:

(Check only one)

(Check only one)

I 0 to 5 days X
 II 6 to 10 days _____
 III 11 to 20 days _____
 IV 21 to 60 days _____
 V 61 days and over _____

Petty _____
 Minor _____
 Misdem. _____
 Felony X

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Case _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) Yes

If yes:

Magistrate Case No. 01-3006-RID

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____

18 June 01

Defendant(s) in state custody as of _____


Rule 20 from the _____

District of _____

Is this a potential death penalty case? (Yes or No) _____ No

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? ☐ Yes ☒ No If yes, was it pending in the Central Region? ☐ Yes ☒ No

8. Did this case originate in the Narcotics Section, Miami? ☒ Yes ☐ No


Brian K. Frazier

ASSISTANT UNITED STATES ATTORNEY
Ct. No. A5500476

*Penalty Sheet(s) attached

REV.6/27/00

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
PENALTY SHEET

01 0635 CR-MORENO

Defendant's Name: Antonio Rodriguez

Count: # 1 Conspiracy to PWID Cocaine

21 U.S.C. § 846

*Max Penalty: Life Imprisonment

Count: # 2 Possession With Intent to Distribute Cocaine

21 U.S.C. § 841(a)(1)

Life Imprisonment

Count: # 3

Max. Penalty.

Count: # 4

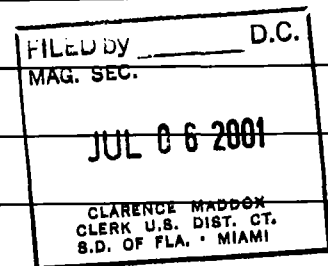
Max. Penalty:

Count: # 5

Max. Penalty.

Count: # 6

Max. Penalty:



Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.

REV. 12/12/96

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
PENALTY SHEET

CR-MORENO

Defendant's Name: Julio Lemus, Jr.

01

0635

U.S. DISTRICT JUDGE
DUBE

Count: # 1 Conspiracy to PWID Cocaine

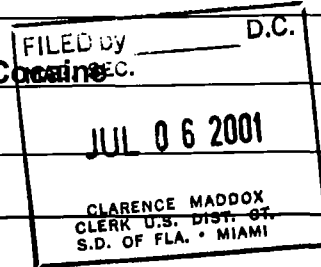
21 U.S.C. § 846

*Max Penalty: Life Imprisonment

Count: # 2 Possession With Intent to Distribute Cocaine

21 U.S.C. § 841(a)(1)

Life Imprisonment



Count: # 3

Max. Penalty.

Count: # 4

Max. Penalty:

Count: # 5

Max. Penalty.

Count: # 6

Max. Penalty:

Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.

REV. 12/12/96

FD-604 (Rev. 10-1-95)

No. **01 0635** CR-100290

MAJESTY COURT
CLERK

UNITED STATES DISTRICT COURT

SOUTHERN District of FLORIDA

CRIMINAL Division

THE UNITED STATES OF AMERICA

vs.
ANTONIO RODRIGUEZ, and

JULIO LEMUS, JR.

INDICTMENT

IN VIOLATION OF: 21 U.S.C. 846
21 U.S.C. 841(a)(1)

A true bill.

Walter J. Smith Jr.
Foreman

Filed in open court this _____ day,

of _____ A.D. 19____

Clerk

Bail, \$ _____

GRAND JURY INDICTMENT NO. 03-MCN-342

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 01-3006-DUBÉ

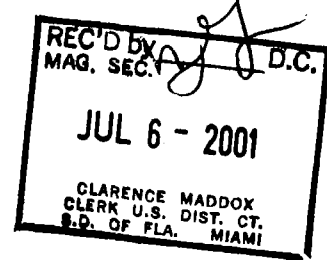
UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTONIO RODRIGUEZ,

Defendant.



ORDER ON MOTION TO CLARIFY RECORD

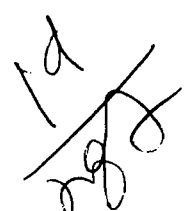
THIS CAUSE is before the Court on the Motion to Clarify Record as to Individual Sureties on Appearance Bonds filed by Defendant Antonio Rodriguez on July 3, 2001. After reviewing the motion and the file in this cause, it is **ORDERED AND ADJUDGED** as follows:

The Motion to Clarify Record as to Individual Sureties on Appearance Bonds is **GRANTED**. The record shall reflect that Rosa Lemus is the Defendant's step-mother/aunt. **All terms and conditions of the bond previously imposed by this Court shall remain in force and effect.**

DONE AND ORDERED this 5th day of July, 2001.


ROBERT L. DUBÉ
UNITED STATES MAGISTRATE JUDGE

cc: Yvonne Rodriguez-Schack, AUSA (Miami)
Eric D. Feldman, Esq.
717 Ponce De Leon Boulevard
Suite 204
Coral Gables, FL 33134

Handwritten initials "ld" and a signature.

UNITED STATES DISTRICT COURT
SOUTHER DISTRICT OF FLORIDA

UNITED STATES OF AMERICA,

Plaintiff,

VS.

ANTONIO RODRIGUEZ,

Defendant.

CASE NO.: 01-3006-RL

FILED BY AM 10:26
JUL - 8
CLARENCE DIST. CT.
CLERK OF DIST. CT.
D.C.

**MOTION TO CLARIFY RECORD AS TO INDIVIDUAL
SURETIES ON APPERANCE BONDS**

COMES NOW the Defendant, ANTONIO RODRIGUEZ, by and through his undersigned attorney and respectfully files this Motion to Clarify the Record as to Individual Sureties on Appearance Bonds, as follows:

1. The Defendant appeared before the Honorable United States Magistrate Robert L. Dube on June 21, 2001, and pursuant to negotiations between defense counsel and the Government, appearance bonds were set at Two Hundred Thousand Dollars (\$200,000.00) personal surety, and Fifty Thousand Dollars (\$50,000.00), ten percent (10%), for the Defendant's release.

2. Said bonds were cosigned by Sara and Eduardo Giro, the Defendant's aunt and uncle, Mercedes and Rafael Giro, also the Defendant's aunt and uncle, and Rosa Lemus and Laureano Solis, the Defendant's step-mother/aunt and step-father/uncle. Mr. Solis had been married to the Defendant's birth mother who passed away eight (8) years ago, and then he subsequently married her sister, Rosa Lemus, and they continued to raise Antonio Rodriguez.

3. The minutes for said bond hearing incorrectly identify Rosa Lemus as the Defendant's mother, when she is his step-mother/aunt.

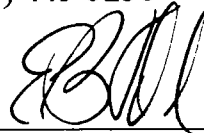
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UNITED STATES DISTRICT COURT
SOUTHER DISTRICT OF FLORIDA

WHEREFORE based upon the foregoing the Defendant respectfully requests that the record be clarified as to the correct relationships to the Defendant of the sureties who co-signed his appearance bonds.

Respectfully Submitted,

ERIC B. FELDMAN, P.A.
717 Ponce De Leon Blvd.
Suite 204
Coral Gables, Florida 33134
(305) 443-5236



ERIC B. FELDMAN, ESQUIRE
FLA BAR NO. 288357

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent by US MAIL to AUSA Yvonne Rodriguez-Shack, 99 N.E. 4th Street, Miami, Florida 33132-2111, on this 28 day of June, 2001.



ERIC B. FELDMAN, ESQUIRE

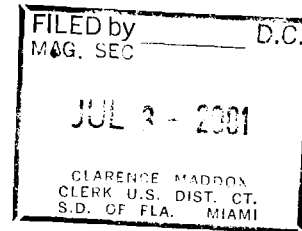
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 01-3006-Dubé

UNITED STATES OF AMERICA,
Plaintff,

vs.

Antonio Rodriguez
Defendant.
Julio Lopez Jr.



This cause came before the Court and pursuant to proceedings held, it is thereupon

ORDERED AND ADJUDGED as follows:

Arraignment.
On the above named defendants re
hearing held to July 10, 2001, @ 10:00
before the City Magistrate, for good
cause shown with no objections
from the State.

DONE AND ORDERED at Miami, Florida this 3rd day of

July, *2001*.
TAPE NO: 01A-72-399.

c:AUSA - *Julius*
Defense Counsel
Pretrial Services

John J. O'Sullivan
JOHN J. O'SULLIVAN
UNITED STATES MAGISTRATE JUDGE

12/m

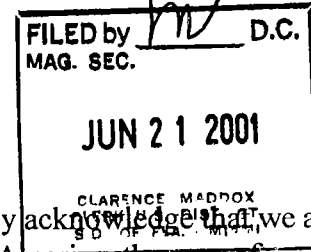
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Fifty Thousand Dollars, Ten Percent
APPEARANCE BOND: \$50,000.00 (10%)
CASE NO.: 01-3006-RLD

UNITED STATES OF AMERICA
Plaintiff,

v.

JULIO LEMUS, JR.
Defendant,



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of
\$ Fifty Thousand Dollars, Ten Percent.
\$50,000.00 (10%)

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.
2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: **Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.**
3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.
4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.
5. Shall not commit any act in violation of state or federal laws.

16/10/01
[signature]

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: () *as directed* or _____ *times in person* and _____ *times by telephone*;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ___ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ___ e. Participate in mental health assessment and/or treatment;
- ___ f. Participate and undergo a sex offense specific evaluation and treatment;
- ___ g. Maintain or actively seek full-time employment;
- ___ h. Maintain or begin an educational program;
- ___ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ___ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☒ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ___ l. May not visit commercial transportation establishment: *airports, seaport/marinas, commercial bus terminals, train stations, etc.*;
- ___ m. No access to the internet via any type of connectivity device (*i.e. computers, pda's, cellular phones, tv's*), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ___ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () **will not** or () **will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay** () **or paid for by Pretrial Services** ().
- ___ **Curfew:** You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- ___ **Home Detention:** You are restricted to your residence at all times except for: () **medical needs or treatment**, () **court appearances**, () **attorney visits or court ordered obligations**, and () **other** _____.
- ___ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
You are restricted to the halfway house at all times except for: () **employment**; () **education**; () **religious services**; () **medical, substance abuse, or mental health treatment**; () **attorney visits**; () **court appearances**; () **court ordered obligations**; () **reporting to Pretrial Services**; and (✓) **other** CO-SIGNED BY SARA CIRIO, Eduardo GARC, LAUREN SOLIS AND ROSA LEMUS.
- ___ p. May travel to and from: _____, and must notify Pretrial Services of travel plans before leaving and upon return.
- ___ q. Comply with the following additional conditions of bond: _____.

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

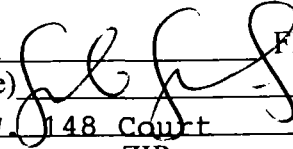
Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

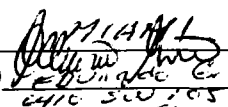
I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

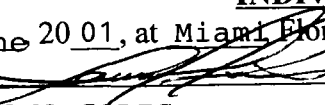
DEFENDANT

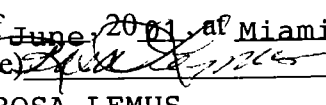
Signed this 21st day of June, 2001, at Miami Florida.
 Signed and acknowledged before me: DEFENDANT:(Signature) 
 WITNESS: ADDRESS: 7334 S.W. 148 Court
 ADDRESS: 3601 S Bayshore Dr # 1400 Miami, Florida ZIP
COCONUT GROVE, FL ZIP 33133 TELEPHONE: (305) 380-0749

**INDIVIDUAL
CORPORATE SURETY**

Signed this 21 day of JUNE, 2001, at MIAMI Florida.
 SURETY: LAUREANO SOLIS AGENT:(Signature) 
 ADDRESS: 2470 S.W. 105 ST PRINT NAME: LAUREANO SOLIS
MIAMI, FLA 33173 TELEPHONE: (305) 595-9891

INDIVIDUAL SURETIES

Signed this 21 day of June 2001, at Miami Florida.
 SURETY:(Signature) 
 PRINT NAME: LAUREANO SOLIS
 RELATIONSHIP TO
 DEFENDANT: STEPPFATHER
 ADDRESS: 13938 S.W. 155 Terrace
Miami, FL ZIP
 TELEPHONE: (786) 293-3585

Signed this 21 day of June 2001, at Miami Florida.
 SURETY:(Signature) 
 PRINT NAME: ROSA LEMUS
 RELATIONSHIP TO
 DEFENDANT: MOTHER
 ADDRESS: 13938 S.W. 155 Terrace
Miami, FL ZIP
 TELEPHONE: (786) 293-3585

APPROVAL BY COURTDate: 21 June 01
UNITED STATES MAGISTRATE JUDGE

DISTRIBUTION: Defendant, Assistant U.S. Attorney, Counsel, U.S. Marshal, Pretrial Services

AO82
(Rev. 4/90)

ORIGINAL

227352

RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF FLORIDA

at

Miami

RECEIVED FROM

Eduardo Felix Gird

6410 SW 105ct

Miami, FL 33173

USAs Julio Lemus Jr.

Fund SS # 267-17-3677

6855XX	Deposit Funds
604700	Registry Funds
	General and Special Funds
508800	Immigration Fees
085000	Attorney Admission Fees
086900	Filing Fees
322340	Sale of Publications
322350	Copy Fees
322360	Miscellaneous Fees
143500	Interest CK # 388583
322380	Recoveries of Court Costs
322386	Restitution to U.S. Government
121000	Conscience Fund
129900	Gifts
504100	Crime Victims Fund
613300	Unclaimed Monies
510000	Civil Filing Fee (1/2)
510100	Registry Fee

ACCOUNT	AMOUNT
	5,000.00
TOTAL	5,000.00
Case Number or Other Reference	
01-3006-M6-RLD	

Appearance
Bond To be
Invested

Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.

DATE	06/21/2001	Cash	Check	M.O.	Credit	DEPUTY CLERK
						Julio Hamilton

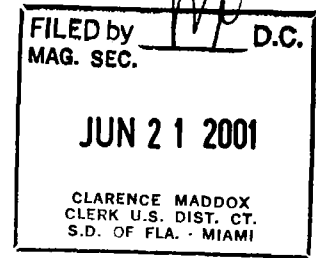
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Two Hundred Thousand Dollars Personal Surety
APPEARANCE BOND: \$200,000.00
CASE NO.: 01-3006-RLD

UNITED STATES OF AMERICA
Plaintiff,

v.

JULIO LEMUS, JR. Defendant,



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of
\$ Two Hundred Thousand Personal Surety
\$200,000.00

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.

2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: **Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.**

3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.

4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.

5. Shall not commit any act in violation of state or federal laws.

[Handwritten signature]

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: () *as directed* or _____ times in person and _____ times by telephone;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ☐ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ☐ e. Participate in mental health assessment and/or treatment;
- ☐ f. Participate and undergo a sex offense specific evaluation and treatment;
- ☐ g. Maintain or actively seek full-time employment;
- ☐ h. Maintain or begin an educational program;
- ☐ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☐ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☒ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ☐ l. May not visit commercial transportation establishment: *airports, seaport/marinas, commercial bus terminals, train stations, etc.*;
- ☐ m. No access to the internet via any type of connectivity device (*i.e. computers, pda's, cellular phones, tv's*), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ☐ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or () will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ().
- _____ **Curfew:** You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- _____ **Home Detention:** You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other _____.
- ☐ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and (X) other as signed by DAVID GILM AND MARGARET GILM.
- ☐ p. May travel to and from: _____, and must notify Pretrial Services of travel plans before leaving and upon return.
- ☐ q. Comply with the following additional conditions of bond: _____

DEFENDANT: JULIO LEMUS, JR.

CASE NUMBER: 01-3006-RLD

PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

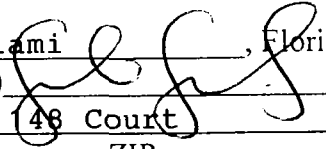
Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

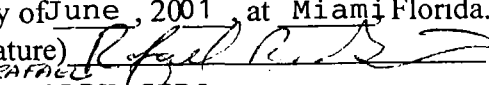
DEFENDANT

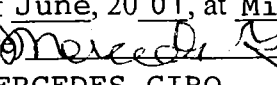
Signed this 21st day of June, 2001, at Miami, Florida.
 Signed and acknowledged before me: DEFENDANT: (Signature) 
 WITNESS: OSCAR RODRIGUEZ ADDRESS: 7334 S.W. 148 Court
 ADDRESS: 2601 S. Bayshore Dr #1400 Miami, Florida ZIP 33133
Coconut Grove, FL TELEPHONE: (305) 380-0749

CORPORATE SURETY

Signed this _____ day of _____, 20____, at _____, Florida.
 SURETY: _____ AGENT: (Signature) _____
 ADDRESS: _____ PRINT NAME: _____
 _____ ZIP _____ TELEPHONE: _____

INDIVIDUAL SURETIES

Signed this 21 day of June, 2001, at Miami, Florida.
 SURETY: (Signature) 
 PRINT NAME: RALPH GIRO
 RELATIONSHIP TO
 DEFENDANT: UNCLE
 ADDRESS: 24151 S.W. 157 Avenue
Redlands, FL ZIP 33157
 TELEPHONE: (305) 242-2817

Signed this 21 day of June, 2001, at Miami, Florida.
 SURETY: (Signature) 
 PRINT NAME: MERCEDES GIRO
 RELATIONSHIP TO
 DEFENDANT: AUNT
 ADDRESS: 24151 S.W. 157 Avenue
Redlands, FL ZIP 33157
 TELEPHONE: (305) 242-2817

APPROVAL BY COURTDate: 21 Jun 01

 UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 01-3006-DUBE'

UNITED STATES OF AMERICA,

v.

**ORDER DENYING GOVERNMENT'S
REQUEST FOR PRETRIAL DETENTION &
SETTING A BOND** (*agreed*)

JULIO LEMUS JR.

This Cause came before the Court upon motion of (the government for pretrial detention) (the defendant to set a bond) Upon consideration, it is

ORDERED AND ADJUDGED as follows:

_____ The government's motion is **denied**.

_____ The defendant's motion is **granted**; bond is set at: **JUN 21 2001**

✓ _____ Personal Surety, unsecured, in the amount of

✓ _____ Personal Surety in the amount of \$ 200,000
with 10% posted with Clerk of Court.

_____ Personal Surety in the amount of \$ _____
secured by the following collateral: _____

_____ Full Cash in the amount of \$ _____

_____ Corporate Surety in the amount of \$ _____

_____ Full Cash or Corporate Surety in the amount of \$ _____

In addition to the standard conditions of bond, the following special conditions are hereby imposed:

✓ **SURRENDER ALL PASSPORTS & TRAVEL DOCUMENTS TO PRETRIAL SERVICES.**

✓ **REPORT TO PRETRIAL SERVICES AS FOLLOWS:** WEEKLY IN PERSON;

WEEKLY BY PHONE. *as directed*

_____ **MAINTAIN PRESENT RESIDENCE.**

_____ **TRAVEL RESTRICTED TO THE SOUTHERN DISTRICT OF FLORIDA.**

_____ **CURFEW IMPOSED 7 DAYS A WEEK FROM _____ P.M. TO _____ A.M.**

✓ **SUBMIT TO RANDOM URINE TESTING BY PRETRIAL SERVICES FOR THE USE OF NON-PHYSICIAN-PRESCRIBED SUBSTANCES PROHIBITED BY LAW. *+ Treatment***

_____ **MAINTAIN OR ACTIVELY SEEK FULL-TIME EMPLOYMENT.**

_____ **MAINTAIN OR BEGIN AN EDUCATIONAL PROGRAM.**

_____ **AVOID ALL CONTACT WITH VICTIMS OF OR WITNESSES TO THE CRIMES CHARGED.**

_____ **STAY AWAY FROM COMMERCIAL TRANSPORTATION FACILITIES, MARINAS, BUS TERMINALS AND AIRPORTS.**

_____ **REFRAIN FROM POSSESSING A FIREARM, DESTRUCTIVE DEVICE OR OTHER DANGEROUS WEAPON.**

✓ **COSIGNERS ARE NOT TO FURTHER ENCUMBER PROPERTY DURING PENDENCY OF CASE.**

✓ **COMPLY WITH THE FOLLOWING ADDITIONAL SPECIAL CONDITIONS OF THIS BOND:** *Bath Bonds*

mother, aunt + uncle

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is: _____

DONE AND ORDERED at Miami, Florida this 21st day of **JUNE** 2001.

TAPE NO. 01H-27-3263

Daniel Cordery
c:AUSA, Defense Counsel,
Pretrial Services, US Marshal

[Signature]
ROBERT L. DUBE'
UNITED STATES MAGISTRATE JUDGE

OSCAR A. MORGAN Esq.

\$ csl. to submit correct co-signers which csl. added to bond - 1st on record on stated on per court.

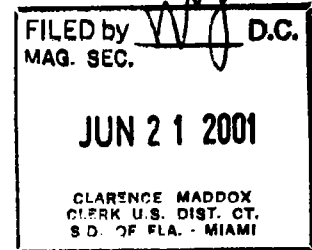
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Two Hundred Thousand Dollars Personal Surety
APPEARANCE BOND: \$200,000.00
CASE NO.: 01-3006-RLD

UNITED STATES OF AMERICA
Plaintiff,

v.

ANTONIO RODRIGUEZ
Defendant,



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of \$ Two Hundred Thousand Dollars Personal Surety
\$200,000.00

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.

2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: **Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.**

3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.

4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.

5. Shall not commit any act in violation of state or federal laws.

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2001

DEFENDANT: ANTONIO RODRIGUEZ

CASE NUMBER: 01-3006-RLD

PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: (☒) as directed or _____ times in person and _____ times by telephone;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ___ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ___ e. Participate in mental health assessment and/or treatment;
- ___ f. Participate and undergo a sex offense specific evaluation and treatment;
- ___ g. Maintain or actively seek full-time employment;
- ___ h. Maintain or begin an educational program;
- ___ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ___ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☒ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ___ l. May not visit commercial transportation establishment: *airports, seaport/marinas, commercial bus terminals, train stations, etc.*;
- ___ m. No access to the internet via any type of connectivity device (*i.e. computers, pda's, cellular phones, tv's*), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ___ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or () will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ().
- ___ Curfew: You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- ___ Home Detention: You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other _____.
- ___ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and
~~() other~~ (CO-SIGNER) BY RAFAEL GIRO AND MERCEDES GIRO
- ___ p. May travel to and from: _____, and must notify Pretrial Services of travel plans before leaving and upon return.
- ___ q. Comply with the following additional conditions of bond: _____

DEFENDANT: ANTONIO RODRIGUEZ

CASE NUMBER: 01-3006-RLD

PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFEN. NT: ANTONIO RODRIGUEZ

CASE NUMBER: 01-3006-RLD

PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

DEFENDANT

Signed this 21st day of June, 2001, at Miami, Florida.
 Signed and acknowledged before me: DEFENDANT:(Signature) Antonio Rodriguez
 WITNESS: Oscar Rodriguez ADDRESS: 13938 S.W. 155 Terrace
 ADDRESS: 2601 S Bayside Dr. #1400 Miami, FL ZIP 33133
Power of Attorney TELEPHONE: (786) 293-3585

CORPORATE SURETY

Signed this _____ day of _____, 20____, at _____, Florida.
 SURETY: _____ AGENT:(Signature) _____
 ADDRESS: _____ PRINT NAME: _____
 _____ ZIP _____ TELEPHONE: _____

INDIVIDUAL SURETIES

Signed this 21 day of June, 2001, at Miami, Florida. Signed this 21 day of June, 2001, at Miami, Florida.
 SURETY:(Signature) Ralph Giro SURETY:(Signature) Mercedes Giro
 PRINT NAME: RALPH GIRO PRINT NAME: MERCEDES GIRO
 RELATIONSHIP TO DEFENDANT: UNCLE RELATIONSHIP TO DEFENDANT: AUNT
 ADDRESS: 24151 S.W. 157 Avenue ADDRESS: 24151 S.W. 157 Avenue
Redlands, FL ZIP 33157 Redlands, FL ZIP 33157
 TELEPHONE: (305) 242-2817 TELEPHONE: (305) 242-2817

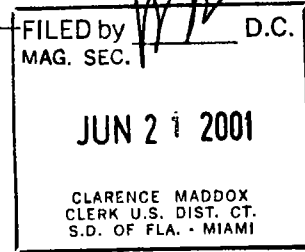
APPROVAL BY COURTDate: 21 June 01

UNITED STATES MAGISTRATE JUDGE

DISTRIBUTION: Defendant, Assistant U.S. Attorney, Counsel, U.S. Marshal, Pretrial Services

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Fifty Thousand Dollars, Ten Percent
APPEARANCE BOND: \$50,000.00 (10%)
CASE NO.: 01-3006-RLD



UNITED STATES OF AMERICA
Plaintiff,

v.

Defendant

ANTONIO RODRIGUEZ

I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of \$ Fifty Thousand Dollars, Ten Percent.
(\$50,000.00 (10%))

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.

2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: **Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.**

3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.

4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.

5. Shall not commit any act in violation of state or federal laws.

12
nq

DEFENDANT: ANTONIO RODRIGUEZCASE NUMBER: 01-3006-RLD

PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: () *as directed* or _____ *times in person* and _____ *times by telephone*;
- ☒ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ___ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ___ e. Participate in mental health assessment and/or treatment;
- ___ f. Participate and undergo a sex offense specific evaluation and treatment;
- ___ g. Maintain or actively seek full-time employment;
- ___ h. Maintain or begin an educational program;
- ___ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☒ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☒ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ___ l. May not visit commercial transportation establishment: *airports, seaport/marinas, commercial bus terminals, train stations, etc.*;
- ___ m. No access to the internet via any type of connectivity device (*i.e. computers, pda's, cellular phones, tv's*), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ___ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or () will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ().
- ___ Curfew: You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- ___ Home Detention: You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other _____.
- ___ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
- You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and () other CO-SIGNED by SADA GIRON AND EDUARDO GIRON
WHOSE PROPERTY SHALL NOT BE ENCUMBERED.
- ___ p. May travel to and from: _____, and must notify Pretrial Services of travel plans before leaving and upon return.
- ___ q. Comply with the following additional conditions of bond: _____

DEFENDANT: ANTONIO RODRIGUEZ

CASE NUMBER: 01-3006-RLD

PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: ANTONIO RODRIGUEZCASE NUMBER: 01-3006-RLD

PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

DEFENDANT

Signed this 21st day of June, 2001, at Miami, Florida.
 Signed and acknowledged before me: DEFENDANT:(Signature) Antonio Rodriguez
 WITNESS: Beacon Court ADDRESS: 13938 S.W. 155 Terrace
 ADDRESS: 3601 S Bayshore Dr #1400 Miami, FL ZIP 33133
Beacon Court, FL ZIP 33133 TELEPHONE: (786) 293-3585

**INDIVIDUAL
CORPORATE SURETY**

Signed this 21 day of JUNE, 20 01, at Miami, Florida.
 SURETY: Edward G. Rodriguez AGENT:(Signature) Edward G. Rodriguez
 ADDRESS: 6410 SW 105 CT PRINT NAME: EDUARDO G. RODRIGUEZ
MIAMI, FLA 33173 TELEPHONE: (305) 375-9891
(305) 375-9891 ZIP 33173

INDIVIDUAL SURETIES

Signed this 21 day of June, 2001, at Miami, Florida.
 SURETY:(Signature) Laureano Solis Signed this 21 day of June, 2001, at Miami, Florida.
 PRINT NAME: LAUREANO SOLIS SURETY:(Signature) Rosa Lemus
 RELATIONSHIP TO DEFENDANT: UNCLE STEP - FATHER PRINT NAME: ROSA LEMUS
 DEFENDANT: UNCLE STEP - FATHER RELATIONSHIP TO DEFENDANT: STEP - MOTHER
 ADDRESS: 13938 S.W. 155 Terrace ADDRESS: 13938 S.W. 155 Terrace
Miami, FL ZIP 33173 Miami, FL ZIP 33173
 TELEPHONE: (786) 293-3585 TELEPHONE: (786) 293-3585

APPROVAL BY COURTDate: 21 Jun 01

UNITED STATES MAGISTRATE JUDGE

DISTRIBUTION: Defendant, Assistant U.S. Attorney, Counsel, U.S. Marshal, Pretrial Services

AO82
(Rev. 4/90)

ORIGINAL

227353

RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF FLORIDA

at

Miami

RECEIVED FROM

Eduardo Giro
6410 SW 105 ct.
Miami, FL 33173
USAr Antonio Rodriguez

Fund CS # 267-17-3677
6855XX Deposit Funds
604700 Registry Funds
General and Special Funds
508800 Immigration Fees
085000 Attorney Admission Fees
086900 Filing Fees
322340 Sale of Publications
322350 Copy Fees
322360 Miscellaneous Fees
143500 Interest CK # 388582
322380 Recoveries of Court Costs
322386 Restitution to U.S. Government
121000 Conscience Fund
129900 Gifts
504100 Crime Victims Fund
613300 Unclaimed Monies
510000 Civil Filing Fee (1/2)
510100 Registry Fee

ACCOUNT	AMOUNT
	5,000.00
TOTAL	5,000.00
Case Number or Other Reference	
01-3006-M6-RLD	

Appearance Bond
To be Invested

§ Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.

DATE 06/01/2001 Cash ☐ Check ☒ M.O. ☐ Credit ☐

DEPUTY CLERK

[Signature]

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 01-3006-DUBE'

UNITED STATES OF AMERICA,

v.

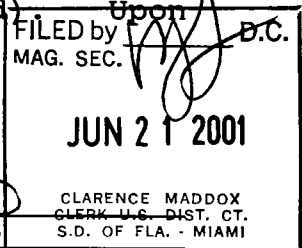
ANTONIO RODRIGUEZ

**ORDER DENYING GOVERNMENT'S
REQUEST FOR PRETRIAL DETENTION &
SETTING A BOND** *(agreed)*

This Cause came before the Court upon motion of (the government for pretrial detention) (the defendant to set a bond) Upon consideration, it is

ORDERED AND ADJUDGED as follows:

- The government's motion is **denied**.
— The defendant's motion is **granted**; bond is set at:
✓ Personal Surety, unsecured, in the amount of
✓ Personal Surety in the amount of \$ 200,000
with 10% posted with Clerk of Court. 30,000
— Personal Surety in the amount of \$ _____
secured by the following collateral: _____



- Full Cash in the amount of \$ _____
— Corporate Surety in the amount of \$ _____
— Full Cash or Corporate Surety in the amount of \$ _____

In addition to the standard conditions of bond, the following special conditions are hereby imposed:

- ✓ SURRENDER ALL PASSPORTS & TRAVEL DOCUMENTS TO PRETRIAL SERVICES.
✓ REPORT TO PRETRIAL SERVICES AS FOLLOWS: WEEKLY IN PERSON; WEEKLY BY PHONE. *as directed*
— MAINTAIN PRESENT RESIDENCE.
— TRAVEL RESTRICTED TO THE SOUTHERN DISTRICT OF FLORIDA.
— CURFEW IMPOSED 7 DAYS A WEEK FROM _____ P.M. TO _____ A.M.
✓ SUBMIT TO RANDOM URINE TESTING BY PRETRIAL SERVICES FOR THE USE OF NON-PHYSICIAN-PRESCRIBED SUBSTANCES PROHIBITED BY LAW. *+ Treatment*
— MAINTAIN OR ACTIVELY SEEK FULL-TIME EMPLOYMENT.
— MAINTAIN OR BEGIN AN EDUCATIONAL PROGRAM.
— AVOID ALL CONTACT WITH VICTIMS OF OR WITNESSES TO THE CRIMES CHARGED.
— STAY AWAY FROM COMMERCIAL TRANSPORTATION FACILITIES, MARINAS, BUS TERMINALS AND AIRPORTS.
✓ REFRAIN FROM POSSESSING A FIREARM, DESTRUCTIVE DEVICE OR OTHER DANGEROUS WEAPON. *Bath, Bonds -*
✓ COSIGNERS ARE NOT TO FURTHER ENCUMBER PROPERTY DURING PENDENCY OF CASE. *co - signed by*
✓ COMPLY WITH THE FOLLOWING ADDITIONAL SPECIAL CONDITIONS OF THIS BOND: *mother, Aunt & uncle*

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is: _____

DONE AND ORDERED at Miami, Florida this 21st day of JUNE 2001.

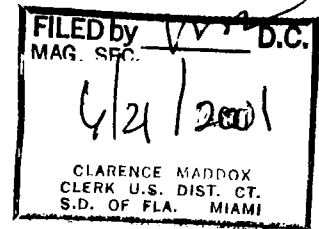
TAPE NO. 01H- 27-3263
David Gardey
c:AUSA, Defense Counsel,
Pretrial Services, US Marshal
Eric Feldman

[Signature]
ROBERT L. DUBE'
UNITED STATES MAGISTRATE JUDGE

Note - cpl. to submit correct co-signers - which were not stated in open court -

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.:01-3006-RLD



UNITED STATES OF AMERICA,

Plaintiff,

v.

JULIO LEMUS, JR.,

Defendant.

**NOTICE OF PERMANENT
APPEARANCE AS COUNSEL
OF RECORD
FOR TRIAL PURPOSES ONLY**

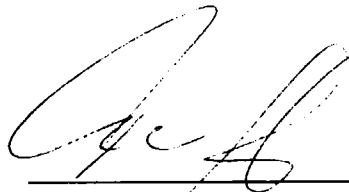
COMES NOW OSCAR ARROYAVE, who files this appearance as permanent counsel of record for the above named defendant. Counsel agrees to represent the defendant for all proceedings related to trial arising out of the transaction with which the defendant is presently charged in the United States District Court in and for the Southern District of Florida.

This appearance is for trial purposes only. There is no agreement or understanding between undersigned counsel and the defendant herein for representation regarding any matter at the appellate level. Counsel acknowledges responsibility to advise the

defendant of the right of appeal and to file a timely notice of appeal if requested to do so by the defendant.

Counsel hereby states that this is a permanent appearance and is in conformity with the requirements of the Local Rules of the U.S. District Court for the Southern District of Florida and the Special Rules Governing the Admission and Practice of Attorneys.

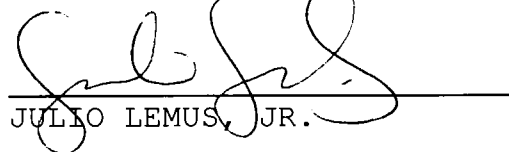
DATED: June 21, 2001



OSCAR ARROYAVE, ESQ.
2601 South Bayshore Drive
Suite 1400
Miami, Florida 33133
Phone: (305)858-2383
Fax: (305)858-3100
Florida Bar No.: 298859

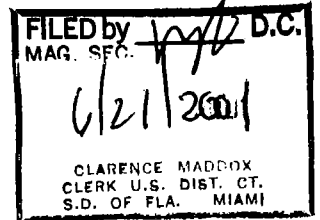
The undersigned defendant hereby consents to the representation of the above counsel per the terms of representation stated in this Notice of Permanent Appearance as Counsel of Record.

Defendant:


JULIO LEMUS, JR.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO: 01-3006-Dube'



UNITED STATES OF AMERICA,

vs.

**ORDER ON HEARING TO
REPORT RE COUNSEL**

Julio Senechal

The above named defendant having appeared before the Court as ordered and reported efforts to retain counsel, it is thereupon


ORDERED as follows:

- ☒ Private counsel OSCAR A. M. Aguilera appeared in open court and is noted as permanent counsel of record.
- ☐ The defendant requested Court appointed counsel, was found eligible, and counsel will be appointed by separate order.
- ☐ The defendant requested Court appointed counsel but was found ineligible, and shall appear before the Court on _____ at 10:00 a.m. to report regarding his/her further efforts to retain counsel, unless counsel notices a permanent appearance before that date.
- ☐ The defendant requested further time to retain counsel and shall appear before the Court on _____ at 10:00 a.m. to report regarding his/her further efforts to retain counsel, unless counsel notices a permanent appearance before that date.

DONE AND ORDERED at Miami, Florida this 21st day of June, 2001.

TAPE NO. 2001H- 27-1180

AUSA
Defense Counsel
Pretrial Services or Probation
U.S. Marshal


UNITED STATES MAGISTRATE JUDGE
ROBERT L. DUBE'



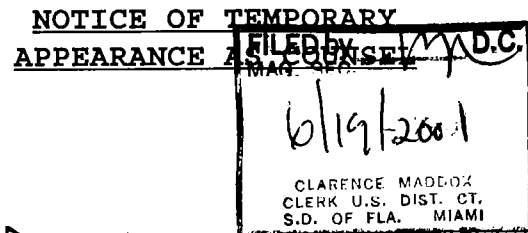
UNITED STATES OF AMERICA
SOUTHERN DISTRICT COURT

CASE NO. 01-3006 RLD

UNITED STATES OF AMERICA,

v.

JULIO LEMUS, JR.



COMES NOW ERIC B. FELDMAN and

files this temporary appearance as counsel for the above named defendant(s) at initial appearance. This appearance is made with the **understanding** that the undersigned counsel will fulfill any **obligations imposed** by the Court such as **preparing and filing documents** necessary to collateralize any **personal surety bond** which may be set.

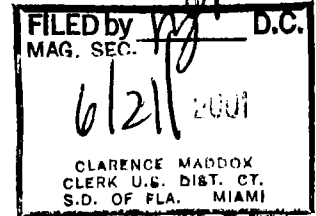
Counsel's Name (Printed) ERIC B. FELDMAN

Counsel's Signature [Signature]

Address 717 PONCE DE LEON BLVD
SUITE 201 CORAL GABLES FL ZIP CODE: 33134

Telephone (305) 443 5236

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA



CASE NO.:01-3006-RLD

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTONIO RODRIGUEZ,

Defendant.

**NOTICE OF PERMANENT
APPEARANCE AS COUNSEL
OF RECORD
FOR TRIAL PURPOSES ONLY**

COMES NOW ERIC B. FELDMAN, who files this appearance as permanent counsel of record for the above named defendant. Counsel agrees to represent the defendant for all proceedings related to trial arising out of the transaction with which the defendant is presently charged in the United States District Court in and for the Southern District of Florida.

This appearance is for trial purposes only. There is no agreement or understanding between undersigned counsel and the defendant herein for representation regarding any matter at the appellate level. Counsel acknowledges responsibility to advise the

defendant of the right of appeal and to file a timely notice of appeal if requested to do so by the defendant.

Counsel hereby states that this is a permanent appearance and is in conformity with the requirements of the Local Rules of the U.S. District Court for the Southern District of Florida and the Special Rules Governing the Admission and Practice of Attorneys.

DATED: June 21, 2001



ERIC B. FELDMAN, ESQ.
717 Ponce de Leon
Suite 204
Coral Gables, Florida 33134
Phone: (305) 443-5236
Fax: (305) 443-4293
Florida Bar No.: 288357

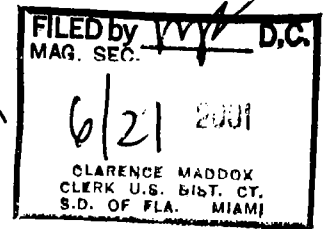
The undersigned defendant hereby consents to the representation of the above counsel per the terms of representation stated in this Notice of Permanent Appearance as Counsel of Record.

Defendant:


ANTONIO RODRIGUEZ

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO: 01-3006-Dube



UNITED STATES OF AMERICA,

vs.

ORDER ON HEARING TO
REPORT RE COUNSEL

Antonio Rodriguez

The above named defendant having appeared before the Court as ordered and reported efforts to retain counsel, it is thereupon

ORDERED as follows:

✓ Private counsel Eric Feldman
appeared in open court and is noted as permanent
counsel of record.

_____ The defendant requested Court appointed counsel, was
found eligible, and counsel will be appointed by
separate order.

_____ The defendant requested Court appointed counsel but
was found ineligible, and shall appear before the
Court on _____
at 10:00 a.m. to report regarding his/her further
efforts to retain counsel, unless counsel notices a
permanent appearance before that date.

_____ The defendant requested further time to retain
counsel and shall appear before the Court on _____
at 10:00 a.m. to report
regarding his/her further efforts to retain counsel,
unless counsel notices a permanent appearance before
that date.

DONE AND ORDERED at Miami, Florida this 21st day
of June, 2001

TAPE NO. 2001H-27-1180

AUSA
Defense Counsel
Pretrial Services or Probation
U.S. Marshal


UNITED STATES MAGISTRATE JUDGE
ROBERT L. DUBE'



koia.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**
CASE NO. 01-3606-Dube

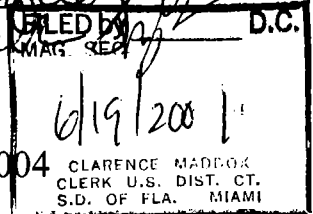
UNITED STATES OF AMERICA

Plaintiff,

v.

JULIO LEMUS

Defendant.

ORDER ON INITIAL APPEARANCELanguage ENGLISHTape No. 01H - 26-2529AUSA Yvonne RodriguezAgent Sherry

DOB: 7-6-74

Reg# 67469-004

The above-named defendant having been arrested on 6-18-01 having appeared before the court for initial appearance on 6-19-01 and proceedings having been held in accordance with **F.R.C.P. 5 or 40(a)**, it is thereupon

ORDERED as follows:1. Eric Feldman appeared as permanent/temporary counsel of record.Address: 717 Ponce de Leon BlvdZip Code: 33134 Telephone: 305-443-5236

2. _____ appointed as permanent counsel of record.

Address: _____

Zip Code: _____ Telephone: _____

3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 A.M. on 6/26, 2001.4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 7/3, 2001.5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because risk of flightA detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 6/21, 2001.

6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel document to the Pretrial Services Office.
☐ b. Report to Pretrial Services as follows: times a week by phone, time a week in person;

other: _____

c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

☐ d. Maintain or actively seek full time gainful employment.

JULIO LEMUS

- ☐ e. Maintain or begin an educational program.
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
☐ h. Comply with the following curfew: _____
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
☐ j. Comply with the following additional special conditions of this bond: _____

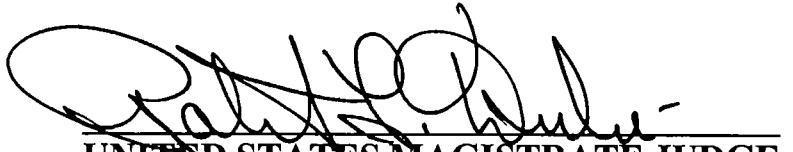
This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

____ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida, this 19th day of JUNE
2001 .


**UNITED STATES MAGISTRATE JUDGE
ROBERT L. DUBE'**

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

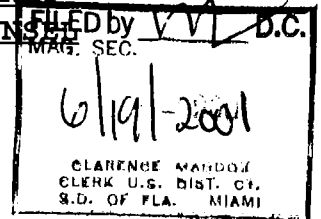
UNITED STATES OF AMERICA
SOUTHERN DISTRICT COURT

CASE NO. 01-3006 RLD

UNITED STATES OF AMERICA,

v.

**NOTICE OF TEMPORARY
APPEARANCE AS COUNSEL**



ANTONIO RODRIGUEZ

COMES NOW ERIC B. FELDMAN and

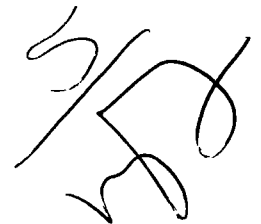
files this temporary appearance as counsel for the above named defendant(s) at initial appearance. This appearance is made with the **understanding** that the undersigned counsel will fulfill any **obligations imposed** by the Court such as **preparing and filing documents** necessary to collateralize any **personal surety bond** which may be set.

Counsel's Name (Printed) ERIC B. FELDMAN

Counsel's Signature 

Address 717 PONCE DE LEON BLVD
CONAL GABLES FL ZIP CODE: 33134

Telephone (305) 443 5235

A large, stylized handwritten signature or set of initials, possibly "S/S" or "S/Sd", written in the bottom right corner of the page.

koia.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 01-3006-Dube

UNITED STATES OF AMERICA

Plaintiff,

v.

ORDER ON INITIAL APPEARANCE

Language English

Tape No. 01H-26-2462

AUSA Wonne Rodriguez Stach

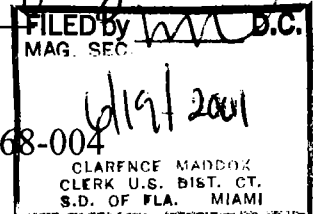
Agent

ANTONIO RODRIGUEZ

Defendant.

DOB: 11-4-69

Reg# 67468-004



The above-named defendant having been arrested on 6-18-01 having appeared before the court for initial appearance on 6-19-01 and proceedings having been held in accordance with **F.R.C.P. 5 or 40(a)**, it is thereupon

ORDERED as follows:

1. Ric Feldman appeared as permanent/temporary counsel of record.

Address: 717 Ponce de Leon Blvd

Zip Code: 33134 Telephone: 305-443-5236

2. _____ appointed as permanent counsel of record.

Address: _____

Zip Code: _____ Telephone: _____

3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 A.M. on 6/26/01, 2001.

4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 7/3, 2001.

5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because _____

A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 6/21, 2001.

6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

☐ a. Surrender all passports and travel document to the Pretrial Services Office.

☐ b. Report to Pretrial Services as follows: _____ times a week by phone, _____ time a week in person;

other: _____

☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

☐ d. Maintain or actively seek full time gainful employment.

ANTONIO RODRIGUEZ

- ☐ e. Maintain or begin an educational program.
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
☐ h. Comply with the following curfew: _____
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
☐ j. Comply with the following additional special conditions of this bond: _____


This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

____ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida, this 19th day of JUNE
2001 .


**UNITED STATES MAGISTRATE JUDGE
ROBERT L. DUBE'**

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 01-3006-ELU

UNITED STATES OF AMERICA

vs.

ANTONIO RODRIGUEZ, AND
JULIO LEMUS, JR.
_____ /

CRIMINAL COVER SHEET

1. Did this case originate from a matter pending in the United States Attorney's Office prior to April 1, 1999? ____ Yes X No
2. Did this case originate from a matter pending in the Central Region of the United States Attorney's Office prior to April 1, 1999? ____ Yes X No

Respectfully submitted,

GUY A. LEWIS
UNITED STATES ATTORNEY

BY:

Y. Rodriguez-Schack
YVONNE RODRIGUEZ-SCHACK
ASSISTANT UNITED STATES ATTORNEY
Florida Bar No. 0794686
99 N. E. 4th Street
Miami, Florida 33132-2111
TEL (305) 961-9014
FAX (305) 530-7976

3/28

United States District Court

SOUTHERN

DISTRICT OF

FLORIDA

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

ANTONIO RODRIGUEZ, AND
JULIO LEMUS, JR.

CASE NUMBER: 01-3006-R LD

I, the undersigned complainant, being duly sworn, states the following is true and correct to the best of my knowledge and belief. On or about June 18, 2001, at Miami-Dade County, in the Southern District of Florida, the defendants did knowingly and intentionally possess with the intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(a)(1); and did knowingly and intentionally combine, conspire, confederate and agree with each other to possess with the intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 846.

I further state that I am a Special Agent with the Drug Enforcement Administration and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT



Signature of Complainant

JAMES M. McGOVERN, SPECIAL AGENT
U.S. DRUG ENFORCEMENT ADMINISTRATION
JUNE 19, 2001

Sworn to before me, and subscribed in my presence,

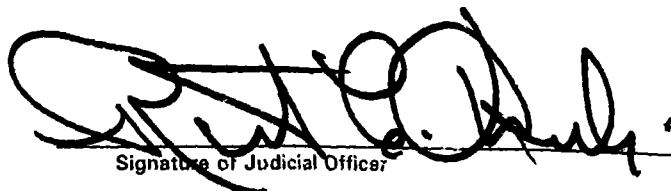
JUNE 19, 2001

Date

at Miami, Florida

City and State

ROBERT L. DUBÈ
UNITED STATES MAGISTRATE JUDGE
Name and Title of Judicial Officer



Signature of Judicial Officer

AFFIDAVIT

I, James M. McGovern being duly sworn, depose and say:

1. I am a Special Agent with the Drug Enforcement Administration (DEA), assigned to the Miami Field Division. I have been a DEA Special Agent for approximately one year. Prior to that, I was a police officer with the Carpentersville Police Department for approximately ten (10) years. As a Federal Agent of the United States Department of Justice, I am authorized to conduct criminal investigations of violations of Title 21 of the United States Code. I have received extensive training in conducting narcotics investigations and in identifying the means and methods used by narcotic traffickers and the financial aspects of the illegal narcotics business. I have conducted or participated in numerous investigations of this nature. This affidavit is in support of the arrest of ANTONIO RODRIGUEZ and JULIO LEMUS, JR.

2. Since May 2001, I have been the case agent on the investigation of the trafficking activities of kilogram quantities of cocaine by ANTONIO RODRIGUEZ.

3. Since 1994, a confidential source (CS) has bought approximately fifty (50) kilograms of cocaine from ANTONIO RODRIGUEZ.

4. During the week of June 17, 2001, in several consensually tape recorded telephone calls, RODRIGUEZ and the CS discussed the CS purchasing "one handful". Based on your affiants training and experience a "handful" is a term used by drug traffickers to describe five kilograms of cocaine. RODRIGUEZ told the CS that he would "front" the five kilograms of cocaine to the CS. RODRIGUEZ agreed to be paid twenty two thousand (\$22,000.00) dollars for each kilogram approximately one hour after the deal.

5. On June 18, 2001, RODRIGUEZ agreed to sell five (5) kilograms of cocaine to the CS at the Target store located at 15005 SW 88 St. Miami, Florida.

6. On June 18, 2001, RODRIGUEZ arrived at the Target store and met with the CS. RODRIGUEZ told the CS that he would return with the five (5) kilograms of cocaine in ten minutes. Surveillance agents then followed RODRIGUEZ to 7334 SW 148 St., Miami, Florida, where RODRIGUEZ engaged in conversation with a male white, (later identified as JULIO LEMUS JR.). Approximately ten minutes later, surveillance units observed RODRIGUEZ depart from the residence carrying a large paper bag. LEMUS JR. followed RODRIGUEZ in a white four door Honda, to the same Target store where the CS was awaiting RODRIGUEZ and the five (5) kilograms of cocaine.

7. On June 18, 2001, RODRIGUEZ and LEMUS JR. arrived in the parking lot of the same Target store. RODRIGUEZ met with the CS and provided the CS with the five (5) kilograms of cocaine. The CS advised RODRIGUEZ that he would provide RODRIGUEZ with his money in approximately one hour.

8. While RODRIGUEZ and the CS were engaged with the cocaine transaction, surveillance units observed LEMUS JR. driving his white four door Honda around the perimeter of the parking lot in a counter surveillance fashion.

9. After the transaction, both RODRIGUEZ and LEMUS JR. returned to LEMUS JR'S residence of 7334 SW 148 Ct., Miami, Florida.

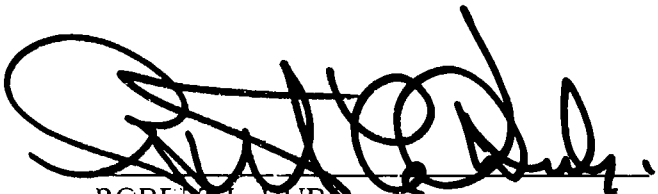
10. On June 18, 2001, approximately one hour after the transaction, RODRIGUEZ returned to the same Target store to obtain payment for the five (5) kilograms of cocaine, where

RODRIGUEZ was subsequently arrested. LEMUS JR. was arrested moments later at his residence of 7334 SW 148th Ct. Miami, Florida.

11. The five (5) kilograms of field tested positive for cocaine.


JAMES M. McGOVERN, SPECIAL AGENT
DRUG ENFORCEMENT ADMINISTRATION

Subscribed to an sworn
before me this 10th day of June, 2001.


ROBERT L. DUBE
UNITED STATES MAGISTRATE JUDGE

MM 5800.12A
MARCH 19, 1999
PAGE 18

Attachment B

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA)

CASE NUMBER: CR 01-3006

Plaintiff)

Dube

-vs-

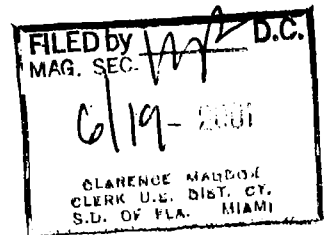
REPORT COMMENCING CRIMINAL

ACTION

LEMUS, JULIO)

67469-004

Defendant



TO: CLERK'S OFFICE

MIAMI

FT. LAUDERDALE

W. PALM BEACH

U.S. DISTRICT COURT

(circle one)

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES
COURT ABOVE.

COMPLETE ALL ITEMS. INFORMATION NOT APPLICABLE ENTER N/A.

- (1) DATE AND TIME OF ARREST: 06/18/01 11:00 a.m./p.m.
- (2) LANGUAGE(S) SPOKEN: English
- (3) OFFENSE(S) CHARGED: Poss w/Intent distr. Cocaine
Dist. of Cocaine
- (4) UNITED STATES CITIZEN: (☒ YES () NO () UNKNOWN
- (5) DATE OF BIRTH: 07/06/74
- (6) TYPE OF CHARGING DOCUMENT: (CHECK ONE)
[] INDICTMENT ☒ COMPLAINT CASE # _____
[] BENCH WARRANT FOR FAILURE TO APPEAR
[] PAROLE VIOLATION WARRANT

2/27

MIM 5800.12A
MARCH 19, 1999
PAGE 18

Attachment B

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA)

CASE NUMBER: CR

01-3006

Plaintiff)

Dube

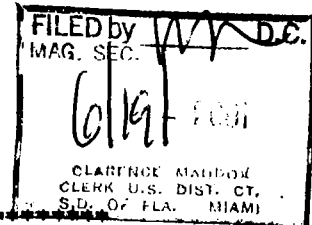
-VS-

REPORT COMMENCING CRIMINAL

ACTION

RODRIGUEZ, ANTONIO

Defendant

67468-004

TO: CLERK'S OFFICE

MIAMI

FT. LAUDERDALE

W. PALM BEACH

U.S. DISTRICT COURT

(circle one)

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES
COURT ABOVE.

COMPLETE ALL ITEMS. INFORMATION NOT APPLICABLE ENTER N/A.

(1) DATE AND TIME OF ARREST: 6-18-01 10:55 a.m./p.m.(2) LANGUAGE(S) SPOKEN: English + Spanish(3) OFFENSE(S) CHARGED: POSS w/intent to distr. Cocaine
Dist. of Cocaine(4) UNITED STATES CITIZEN: ☒ YES () NO () UNKNOWN(5) DATE OF BIRTH: 11-04-69

(6) TYPE OF CHARGING DOCUMENT: (CHECK ONE)

- [] INDICTMENT [☒] COMPLAINT CASE # _____
[] BENCH WARRANT FOR FAILURE TO APPEAR
[] PAROLE VIOLATION WARRANT

hgt
hgt